

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 382 be amended to read as follows:

1 Page 3, between lines 37 and 38, begin a new paragraph and
2 insert:

3 **"(f) A qualified airport development project described in**
4 **section 3(1) of this chapter that includes the construction of a**
5 **structure or structures that are contiguous to municipality that:**

6 **(1) is located in a county having a population of more than**
7 **one hundred thousand (100,000) but less than one hundred**
8 **five thousand (105,000); and**

9 **(2) has a population of more than fifteen thousand (15,000);**
10 **may not be commenced unless the airport development project is**
11 **first approved by a majority of the members of the town council.".**

12 Page 8, between lines 21 and 22, begin a new paragraph and
13 insert:

14 **"SECTION 7. IC 8-22-3.7-10 IS AMENDED TO READ AS**
15 **FOLLOWS [EFFECTIVE APRIL 1, 2006]: Sec. 10. (a) The**
16 **development authority may also:**

17 **(1) finance, improve, construct, reconstruct, renovate, purchase,**
18 **lease, acquire, and equip airport projects;**

19 **(2) lease those airport projects to the authority;**

20 **(3) sue, be sued, plead, and be impleaded, but all actions**
21 **against the development authority must be brought in the**
22 **circuit or superior court of the county in which the**
23 **development authority is located;**

24 **(4) lease, rent, purchase, and hold any real or personal property**
25 **needed or considered useful in connection with airport projects;**

1 (5) acquire real or personal property by gift, devise, or bequest
2 and hold, use, or dispose of that property for the purposes
3 authorized by this chapter;
4 (6) with permission of the owner or occupant, enter upon any
5 lots or lands for the purpose of surveying or examining them to
6 determine the location of an airport project;
7 (7) design, order, contract for, and construct, reconstruct, and
8 renovate any airport projects or improvements thereto;
9 (8) employ managers, superintendents, architects, engineers,
10 attorneys, auditors, clerks, construction managers, and other
11 employees necessary for construction of airport projects or
12 improvements to them;
13 (9) make and enter into all contracts and agreements necessary
14 or incidental to the performance of its duties and the execution
15 of its powers under this chapter; and
16 (10) take any other action necessary to implement its purposes
17 as set forth in section 9 of this chapter.

18 (b) Whenever the development board determines that the
19 purposes for which the development authority was formed have been
20 substantially fulfilled and that all bonds issued and all other
21 obligations incurred by the development authority have been fully
22 paid or satisfied or provision for the payment of the bonds and
23 obligations has been made in accordance with the terms of the
24 resolution or trust indenture securing them, the development board
25 may declare the development authority dissolved. On the effective
26 date of the resolution of dissolution, the title to all funds and other
27 property owned by the development authority at the time of the
28 dissolution vests in the authority. However, if the authority is not in
29 existence, the title vests in the eligible entity.

30 **(c) The development authority in a county with a consolidated**
31 **city may not commence a construction project that is contiguous to**
32 **municipality that:**

33 **(1) is located in a county having a population of more than**
34 **one hundred thousand (100,000) but less than one hundred**
35 **five thousand (105,000); and**

36 **(2) has a population of more than fifteen thousand (15,000);**
37 **unless the construction project is first approved by a majority of**
38 **the members of the town council."**

39 Renumber all SECTIONS consecutively.

(Reference is to ESB 382 as printed February 24, 2006.)

Representative WHETSTONE